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PTQ3122

PAGE 01 STATE 090123 130102Z
ORIGIN DRL-09 RELEASED IN FULL

INFO LOG-00	AF-01	AID-00	AMAD-01	A-01	CIAE-00	OASY-00
DODE-00	EB-01	EUR-01	H-01	TEDE-00	INR-00	IO-10
L-01	ADS-00	NSAE-00	NSCE-00	OIC-02	PA-01	PRS-01
P-01	SP-00	SR-00	STR-01	TRSE-00	USIE-00	PRME-01
G-00	/033R					

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AF/RA:TFRIEDMAN;EBROWN

-----BB152D 130104Z /38

O 130041Z APR 95

FM SECSTATE WASHDC

TO AMEMBASSY YAOUNDE IMMEDIATE

INFO AMEMBASSY KIGALI IMMEDIATE

AMEMBASSY BUJUMBURA IMMEDIATE

USMISSION GENEVA IMMEDIATE

AMEMBASSY THE HAGUE IMMEDIATE

AMEMBASSY PARIS IMMEDIATE

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C O N F I D E N T I A L STATE 090123

E.O. 12356: DECL: OADR

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PAGE 02 STATE 090123 130102Z

TAGS: PHUM

SUBJECT: RWANDA WAR CRIMES

REF: A:YAOUNDE 2827

1. CONFIDENTIAL -- ENTIRE TEXT.

2: SUMMARY AND ACTION REQUEST: CONSISTENT WITH SC
RESOLUTION 978, DEPARTMENT WOULD LIKE TO PRESS CAMEROON
GOVERNMENT TO DETAIN THE FOUR HIGH-PROFILE RWANDANS TO
WHOM IT DENIED ASYLUM FOR SUSPECTED COMPLICITY IN THE

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UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: HARRY R MELONE
DATE/CASE ID: 01 DEC 2003 200302426

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RWANDAN GENOCIDE. POST IS ASKED TO DELIVER HIGH-LEVEL DEMARCHE TO GRC URGING IMMEDIATE ARREST OF THE RWANDANS.
END SUMMARY AND ACTION REQUEST.

3. DEPARTMENT IS PLEASED THAT THE CAMEROON GOVERNMENT DENIED ASYLUM TO FOUR RWANDAN EXILES THAT IT SUSPECTS WERE INVOLVED IN HIGH-LEVEL PARTICIPATION IN THE GENOCIDE IN RWANDA.

4. HOWEVER, UNDER SC RESOLUTION 978, STATES SHOULD DO MORE THAN SIMPLY DENY ASYLUM. THE RESOLUTION URGES STATES

TO ARREST PERSONS FOUND WITHIN THEIR TERRITORY AGAINST WHOM THERE IS CREDIBLE EVIDENCE THAT THEY WERE RESPONSIBLE FOR ACTS WITHIN THE JURISDICTION OF THE INTERNATIONAL TRIBUNAL FOR RWANDA. SUCH ACTS INCLUDES WAR CRIMES, CRIMES AGAINST HUMANITY AND GENOCIDE COMMITTED IN RWANDA OR BY RWANDAN CITIZENS IN THE TERRITORY OF NEIGHBORING STATES.

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PAGE 03 STATE 090123 130102Z
-- ARREST AND PROSECUTION OF SUSPECTED LEADERS OF THE GENOCIDE IS CRITICAL TO PEACE AND STABILITY IN THE REGION AND WILL SEND A CLEAR AND MUCH NEEDED SIGNAL THAT THE INTERNATIONAL COMMUNITY IS SERIOUS ABOUT PROSECUTIONS.

5. POST SHOULD DELIVER A HIGH-LEVEL DEMARCHE TO APPROPRIATE CAMEROON OFFICIALS WITH THE FOLLOWING TALKING POINTS:

-- WE ARE PLEASED THAT THE GRC HAS DECIDED TO DENY ASYLUM TO FOUR RWANDANS IT HAS REASON TO BELIEVE WERE INVOLVED IN THE GENOCIDE IN RWANDA. THE INTERNATIONAL COMMUNITY MUST NOT BE SEEN AS SUPPORTING IN ANY WAY THOSE SUSPECTED OF INSTIGATING AND ORCHESTRATING THE GENOCIDE.

-- WE WOULD LIKE TO KNOW WHAT INFORMATION THE GRC HAS ABOUT THE FOUR RWANDANS: JOSEPH NZIRORERA; JUSTIN MUGENZI, FERDINAND NAHIMANA AND PASTEUR MUSABE. WE URGE THAT SPECIFIC INFORMATION BE PASSED IMMEDIATELY TO THE PROSECUTOR OF THE INTERNATIONAL TRIBUNAL TO HELP THE TRIBUNAL DEVELOP CASES AGAINST THE PERPETRATORS. INFORMATION ABOUT WITNESSES IN CAMEROON AND OTHER EVIDENCE WOULD ALSO BE USEFUL TO THE TRIBUNAL.

-- IN ADDITION, SC RESOLUTION 978 URGES STATES TO ARREST

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PERSONS FOUND WITHIN THEIR TERRITORY AGAINST WHOM THERE IS CREDIBLE EVIDENCE THAT THEY WERE RESPONSIBLE FOR ACTS WITHIN THE JURISDICTION OF THE INTERNATIONAL TRIBUNAL FOR RWANDA. SUCH ACTS INCLUDE WAR CRIMES, CRIMES AGAINST HUMANITY AND GENOCIDE COMMITTED INSIDE RWANDA OR BY RWANDAN CITIZENS IN THE TERRITORY OF NEIGHBORING STATES.

CONFIDENTIAL

CONFIDENTIAL

PAGE 04 STATE 090123 130102Z

-- YOUR GOVERNMENT, IN DENYING ASYLUM TO THESE FOUR RWANDANS. HAS APPARENTLY CONCLUDED THAT EVIDENCE OF COMPLICITY EXISTS AGAINST THESE RWANDANS. CONSISTENT WITH NATIONAL LAW AND SC RESOLUTION 978, WE URGE YOU TO IMMEDIATELY DETAIN SUCH PERSONS, PENDING PROSECUTION BY THE TRIBUNAL. DETENTION COULD BE PURSUANT TO CAMEROON DOMESTIC LAW OR INTERNATIONAL LAW.

-- IT IS IMPERATIVE THAT THE INTERNATIONAL COMMUNITY SEND A CLEAR SIGNAL -- BEYOND EVEN ASYLUM DENIAL -- THAT THOSE WHO COMMITTED GENOCIDE AND OTHER ATROCITIES WILL NOT ESCAPE WITH IMPUNITY. AS YOU KNOW, THE FIRST ANNIVERSARY OF THE RWANDAN GENOCIDE RECENTLY PASSED, AND THERE IS SIGNIFICANT FRUSTRATION IN RWANDA THAT NO PROSECUTIONS HAVE BEGUN.

-- ARREST OF HIGH-LEVEL PERPETRATORS WILL ENSURE THAT THEY DO NOT ESCAPE THE REACHES OF THE LAW AND WILL SEND A CLEAR AND MUCH NEEDED SIGNAL IN RWANDA THAT THE INTERNATIONAL COMMUNITY IS COMMITTED TO PROSECUTION OF THE PERPETRATORS OF ATROCITIES.

-- CERTAIN INDIVIDUALS. BECAUSE OF THEIR POSITIONS IN THE FORMER RWANDAN GOVERNMENT, MILITARY, MILITIAS OR THE MEDIA, CAN REASONABLY BE SUSPECTED OF PARTICIPATING IN THE GENOCIDE AND THUS FALL WITHIN SC RESOLUTION 978. IN ADDITION TO THESE FOUR INDIVIDUALS, THERE MAY BE OTHER PERSONS IN YOUR COUNTRY WHO FALL WITHIN THIS CATEGORY.

-- WE URGE YOU AS STRONGLY AS WE CAN TO DETAIN THE FOUR

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PAGE 05 STATE 090123 130102Z
RWANDANS WHOSE CASES YOU HAVE REVIEWED, AS WELL AS TO DETERMINE WHETHER OTHER POTENTIAL SUSPECTS ARE IN YOUR TERRITORY WHO SHOULD BE DETAINED.

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-- PLEASE LET US KNOW WHETHER, AND WHEN, THE GOC WILL
DETAIN THE FOUR HIGH-PROFILE RWANDANS AND OTHER RWANDANS
WHO MAY HAVE PLAYED A LEADERSHIP ROLE IN THE GENOCIDE.

6. PLEASE SLUG REPLIES FOR DRL - C. NIX; AF/C; USUN/W - J.
O'BRIEN. TALBOTT

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